



DEPARTMENT OF THE ARMY
HEADQUARTERS, 2ND BRIGADE, 1ST INFANTRY DIVISION
CMR 464, UNIT 26003
APO AE 09226




AETV-BGS-CDR

27 January 2003

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Policy Letter # 9 - Mandatory Processing for Separation Upon Discovery of a Drug Offense

1. Administrative separation processing for Article 112a, UCMJ drug offenses for all soldiers under my special court-martial convening authority is withheld to the summary court-martial convening authorities (battalion commanders). This includes, but is not limited to, wrongful possession, use, and distribution of controlled substances.
2. In addition, summary court-martial convening authorities will immediately initiate administrative separation for all soldiers upon discovery of an Article 112a, UCMJ drug offense. This includes first-time offenders below the rank of sergeant.
3. The only authorized exceptions to this directive are:
 - a. Contemplation or initiation of court-martial charges;
 - b. A request to delay initiation of separation action by the Special Agent in Charge of the Schweinfurt CID office, Officer in Charge (OIC) of the Schweinfurt Law Center, or Trial Counsel of the Schweinfurt Law Center for further investigation of the drug offense.
4. I must personally approve any other delay or exception to the immediate initiation of administrative separation for drug offenses.
5. This directive is not to be construed to infringe on summary court-martial convening authority's discretion to recommend retention, nor is it to be construed to imply a particular characterization of service recommendation when discharge is recommended.
6. Moreover, this directive is not to be construed to infringe on any subordinate commander's discretion to dispose of drug offenses under the UCMJ, nor is it in anyway to be construed to direct or imply that UCMJ action or any particular type of UCMJ action should be taken in a case.
7. This policy does not apply if the drug offense is discovered wholly as a result of a voluntary self-referral to ADAPCP.


RANDAL A. DRAGON
COL, IN
Commanding

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